

Cannabis Regulatory Commission

Regular Meeting

Thursday, March 15th, 6:30 p.m.
Council Chambers, City Hall, One Frank H. Ogawa Plaza

MINUTES

Members:

Lanese Martin	District 1	Frank Tucker	District 7
Chang Yi	District 2	A. Kathryn Parker	At Large
Zach Knox	District 3	Stephanie Floyd- Johnson	Mayor
Jin Jack Shim	District 4	Vacant	City Auditor
Matt Hummel	District 5	Greg Minor	City Administrator
Derreck Johnson	District 6		

Available on-line at: <http://www.oaklandnet.com/measurez>

MEETING AGENDA

A. Roll Call and Determination of Quorum

Members present: Martin, Yi, Shim, Hummel, Johnson, Tucker, Parker, Minor
Members absent: Knox

B. Open Forum / Public Comment

There were no open forum speakers.

C. Review of the Pending List and Additions to Next Month's Agenda

- *Medical cannabis permitting process (since July 2017)*
- *Use of cannabis tax revenues (since July 2017)*
- *Annual report (since September 2017)*
- *Cannabis advertising (since September 2017)*
- *Additional 2016 enforcement data (since September 2017)*
- *Onsite consumption/lounges (since October 2017)*
- *Microbusinesses (since October 2017)*
- *Cannabis tax rates (since November 2017)*
- *Event permitting (since December 2017)*
- *Dispensary applicant runner-ups (since December 2017)*
- *Adjusting meeting time/day (since January 2018)*

Member Yi asked for advertising and microbusinesses to be on next month's agenda.

Persons may speak on any item appearing on the agenda; however a Speaker Card must be filled out and given to a representative of the Cannabis Regulatory Commission. Multiple agenda items cannot be listed on one speaker card. If a speaker signs up to speak on multiple items listed on the agenda, the Chairperson may rule that the speaker be given an appropriate allocation of time to address all issues at one time (cumulative) before the items are called. All speakers will be allotted 3 minutes or less – unless the Chairperson allots additional time.

♿ This meeting is wheelchair accessible. In compliance with the Americans with Disabilities Act, if you need special assistance to participate in the meetings of the Cannabis Regulatory Commission, please contact the Office of the City Clerk (510) 238-3612. Notification two full business days prior to the meeting will enable the City of Oakland to make reasonable arrangements to ensure accessibility. In compliance with Oakland's policy for people with chemical sensitivities, please refrain from wearing strongly scented products to events.

Questions or concerns regarding this agenda, or to review any agenda-related materials, please contact the Cannabis Regulatory Commission at (510) 238-3301.

D. Approval of the Draft Minutes from the Cannabis Regulatory Commission meeting of February 2018.

Member Parker moved to accept the minutes Member Shim seconded the motion and it passed by consensus.

E. Reports for Discussion and Possible Action

1. Updated 2016 OPD Cannabis Enforcement Data and OPD Training Bulletin re Medical Marijuana
Deputy Chief Armstrong, Lieutenant Bolton, Officer Romero and Tim Birch provided a summary of OPD's cannabis enforcement policies.

Members raised their concerns re continued disparities in cannabis enforcement statistics. Deputy Chief reported that work needs to be done re who OPD stops in general and that progress on that front will be reflected in cannabis data as well.

OPD acknowledged its existing medical cannabis training bulletin needed to be updated and that as a first step OPD will work on an informational bulletin advising officers of new state and local laws re cannabis and after that they will work on a whole new policy and training bulletin.

Chair Hummel asked what the process would consist of for OPD to adopt a sanctuary cannabis policy. Tim Birch summarized the process that was done re ICE and how OPD would like to discuss internally any recommendations made by the CRC.

Members of the public raised questions for OPD re sharing of cannabis products with others and racial profiling practices.

Chair Hummel made a motion for OPD to return to the CRC with draft informational memo and updated training bulletin. Member Yi seconded the motion and it passed by consensus.

2. Review Process for Alternative Locations for Cannabis Facilities

Member Minor provided a summary of various proposals to date to adjust location restrictions for cannabis facilities.

Chair Hummel questioned why there is a buffer between dispensaries. Member Shim thinks clustering, particularly for manufacturers and cultivators, offers synergy.

After some further discussion Member Shim offered to look into this issue more closely.

3. Sanctuary City Policies for Cannabis

Member Shim viewed this as a no-brainer; Member Floyd-Johnson agreed with Berkeley's resolution. Member Parker made a motion for the City of Oakland to adopt a resolution consistent with the City of Berkeley's re sanctuary city for cannabis. Member Floyd-Johnson seconded the motion and it passed by consensus with Member Yi in opposition and Member Minor abstaining.

4. Cannabis Tax Rates

Chair Hummel and Member Yi were skeptical of claims regarding local cannabis tax rates discouraging the industry from locating in Oakland and felt it was premature to lower them until data reflects this. Member Shim and members of the public argued that the tax rates are excessive, particularly at each stage of the supply chain, and that they were set years ago before Prop 64 and related state taxes were known.

Member Shim made a motion to recommend Option Two in the Revenue Management Bureau's staff report to the Finance Committee on February 27, 2018, to return to the voters seeking approval to authorize the City Council the flexibility in setting the tax rates. Member Johnson seconded the motion and it passed by consensus with Member Yi in opposition and Chair Hummel and Member Minor abstaining.

5. Pending State Cannabis Legislation

Member Minor provided summary sheet of pending state cannabis legislation. Member Floyd-Johnson encouraged the CRC to look into supporting expungement and anti-discrimination legislation. Member Martin believed that the summary list omitted several bills. Members Martin, Yi and Floyd-Johnson offered to review pending state legislation and report back to the CRC.

6. Moving Time and Date of Regular Cannabis Regulatory Commission Meeting

Member Minor informed the CRC that council chambers was available the 1st Thursday of the Month at the same time and suggested setting the next CRC meeting for the first Thursday in May. Member Johnson made a motion to accept this suggestion, Member Shim seconded and it passed by consensus.

F. Announcements

G. Adjournment